

Request 4-4A

Request:

Verizon – Following up on responses to Staff 4-4 Revised, some of the municipalities responded that they have a long-standing practice of using space on the poles for municipal purposes. Some municipalities responded that they have copies of pole licenses from the late 19<sup>th</sup> or early 20<sup>th</sup> centuries that specifically reserve space on the poles for municipal purposes, but many municipalities do not have municipal records that go that far back. Does Verizon possess any pole licenses that reserve space for municipal purposes on poles? If so, please provide representative copies of any such pole licenses, by municipality, that reserved space for municipal purposes on the pole.

Response:

Prepared by or under the supervision of:

Request 4-4B

Request:

Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are entitled to attach or place wires on or in utility-owned poles and conduit, respectively, without payment of attachment or conduit fees. If this is the position followed by your municipality, please explain your position in detail.

Response:

Request 4-4C

Request:

Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are entitled to attach or place its wires on or in utility-owned poles and conduit, respectively, without payment of make-ready, engineering or survey costs associated with the attachment or placement of its wires on utility owned poles and conduit, respectively. If this is the position followed by your municipality, please explain your position in detail.

Response:

Prepared by or under the supervision of:

Request 4-4D

Request:

Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that existing attachers, including the utility that owns the pole, are required to bear costs for make-ready (rearrangements, etc.) if modifications to poles are caused by a municipality's request to attach its wires. If this is the position followed by your municipality, please explain your position in detail.

Response:

Prepared by or under the supervision of:

Request 4-4E

Request:

Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that utilities should or are required to reserve space on poles for municipal use. If this is the position followed by your municipality, please explain your position in detail, including how this is not discriminatory under federal law relative to other attachers.

Response:

Prepared by or under the supervision of:

Request 4-4F

Request:

Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that utilities can require telecommunications and cable television pole attachers to remove or rearrange their wires without at least 60 days prior written notice, absent an emergency situation for which advance written notice is impractical. If this is the position followed by your municipality, please explain your position in detail.

Response:

Prepared by or under the supervision of:

Request 4-4G

Request:

Municipalities – Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that municipalities are not counted as attachers for purposes of apportioning the cost of unusable space under the FCC's pole-attachment rate formula applicable to telecommunications carriers. If this is the position followed by your municipality, please explain your position in detail.

Response:

Prepared by or under the supervision of:

Request 4-4H

Request:

Municipalities - Please list the attachment rates per solely-owned and jointly-owned utility poles per year that you pay or have paid to utilities in New Hampshire, identifying the specific rates for each utility. Similarly, please also list the conduit rates per utility that you pay or have paid.

Response:

Prepared by or under the supervision of:



Request 4-4I

Request:

Municipalities - Please provide copies of any municipal by-laws, rules and/or other related documents, as well as citations to rules, regulations, statutes or FCC and NHPUC orders that support the position that the FCC prohibits utilities from charging municipalities or individual parties for relocating poles, whether temporarily or permanently, when done at the municipality's or individual's request. If this is the position followed by your municipality, please explain your position in detail.

Response:

Request 4-5A

Request:

Municipalities – Please describe what types of communication cable(s) you are running in the municipal space and their use, other than from traditional fire/police signal cable.

Response:

Prepared by or under the supervision of:

Request 4-6A

Request:

Verizon – In your response to Staff 4-6 you stated that unauthorized attachments that do not conform to Verizon's pole attachment agreement must be removed. In your response to Staff 4-10 you stated that "Verizon New Hampshire does not keep records of municipalities that have one-way, low-voltage police and fire signaling circuits attached to Verizon NH's solely owned, joint owned or joint use poles." Are the wires and signaling circuits referenced in your Response to Staff 4-10 considered authorized by Verizon, in spite of the fact that no pole attachment agreements have been executed with most municipalities, and Verizon does not keep records of which municipalities have such wire?

Response:

Prepared by or under the supervision of:

Request 4-6B

Request:

NHDOT - Please provide any procedures and actual practices that guide the State of New Hampshire or its subcontractors when placing, replacing, maintaining and repairing communication equipment for intra-governmental purposes on poles.

Response:

Prepared by or under the supervision of:

Request 4-8A

Request:

Electrics & Verizon – Do tri-company ownership agreements / IOPs exist between the parties when an electric company, Verizon and an Independent Telephone Company (ITC) occupy a pole? If so, please provide a copy of a tri-company Joint Operating Agreement and IOP involving Verizon, an electric company and an ITC.

Response:

National Grid does not have any tri-company ownership/IOPs. The only company with whom National Grid has IOPs is Verizon.

Request 4-8B

Request:

Verizon – Please explain the relative attachment positions of Verizon cable and the cable of an ITC on a tri-party pole as described in DR 4-8A above. Is Verizon always attached below the ITC? Does it vary depending on whose franchised exchange a pole is sitting in, who has attached first or for any other reason? Please explain the standard practice.

Response:

Prepared by or under the supervision of:

Request 4-8C

Request:

Verizon – If an ITC is considered a licensee on a Verizon pole, or Verizon is treated as a licensee on an ITC pole, does the pole owner dictate the relative attachment position of the licensee on that pole?

Response:

Prepared by or under the supervision of:

Request 4-8D

Request:

Verizon – If an ITC, as a licensee, needs to attach to a pole Verizon jointly owns with an electric company, does Verizon require the ITC to pay for Verizon to lower its attachments on the pole to make room for the ITC's facilities? If Verizon, as a licensee, needs to attach to a pole the ITC jointly owns with an electric company, is Verizon required to pay the ITC to lower its attachments to make room for Verizon's facilities or is Verizon able to run below the ITC in this case?

Response:

Prepared by or under the supervision of:



Request 4-13A

Request:

Verizon - Following up on Response to Staff 4-13, please provide policy and procedure for a municipality that already has equipment on a pole to over lash cable or wire to its own existing equipment on the pole.

Response:

Prepared by or under the supervision of:

Request 4-19A

Request:

Verizon - Following up on Response to Staff 4-19, please clarify the number of engineers dedicated to managing NH DOT road work and larger municipal projects. Is one engineer assigned to each project or is one engineer assigned to cover all projects?

Response:

Prepared by or under the supervision of:

Request 4-21A

Request:

Electrics, Verizon, NHDOT – Please provide a list of all NHDOT public work projects in which your organization was involved and in which pole plant required relocation from January 1, 2005 to present. Please include projects that were ongoing on January 1, 2006 and projects yet to be finished. Please identify each project by location (street and town); by State project number; and by your assigned job number. To the extent delays were incurred in each project, please briefly state the length of such delays and the reasons for them.

Response:

Please see the attachment to this response.

Request 4-21B

Request:

Electrics, Verizon - Please provide the detailed information requested below for each of the following NHDOT Projects:

- A. State Project 11339 US Route 302 and US Route 16 Road Reconstruction, Conway
- B. State Project 10622 *et al*, Improvements at Exit 5, Granite St, Manchester including Allard Drive, Turner St, and FE Everett Turnpike
- C. State Project 14025 *et al*, Granite Street Improvements, Manchester
- D. State Project 12328, Manchester Candia Rd Road Rehabilitation from I-93 to NH Route 28 Bypass
- E. State Project 12359, Plaistow-Atkinson NH Route 121 Bridge Replacement over Little River and B&M Railroad
- F. State Project 11238E Newington NH, Route 16 and Route 4 and Spaulding Turnpike Reconfiguration and Relocation of Ramps and Access Roads
- G. State Project 11847, Warren Wentworth Route 25 Bridge replacement over Baker River
- H. State Project 12361 US Route 3 Bridge Replacement over Suncook River and Bridge Approaches, Allenstown & Pembroke
- I. State Project 12537, US Route 3 near 28 Bypass (Londonderry Tpke) Hooksett
- J. State Project 11849 Holderness –Plymouth, NH Route 175A, Replacement of Bridge over the Pemigewasset River and Railroad Crossing
- K. State Project 12322 Claremont

Please provide the following information for each of the above-listed projects:

- 1. Internally assigned job number or work order number
- 2. Approximate number of poles involved
- 3. Estimate of time (commitment) submitted to NHDOT as to the total required amount of time to relocate your plant in weeks. Provide breakdown of time, where possible, for pole relocations, removal of poles no longer necessary, installation of new wires, lead times involved in ordering materials, temporary work, project phasing, and other known conditions at project start.
- 4. Actual time required to complete your relocation
- 5. Actual time spent on ongoing projects to date in weeks
- 6. Estimated time remaining on ongoing projects in weeks
- 7. Explanation of reasons, extenuating circumstances for requiring additional weeks to complete your work
- 8. Number of calls or written correspondence made by the utility and NHDOT or contractors working on behalf of NHDOT associated with any delays.
- 9. When you reviewed completed jobs to determine why additional time was required, what steps, if any, did you take to prevent an underestimation of time required to complete your work on future NHDOT projects?
- 10. Please provide the number of weeks that projects, if any, were completed ahead of schedule.

Request 4-21B (continued)

Response:

This request is not applicable to National Grid.

Request 4-21C

Request:

Electric, Verizon, NHDOT, Municipalities – Please describe how scheduling changes for public works projects are recorded and tracked by your organization. Please provide sample documentation from a job completed after January 1, 2005.

Response:

Scheduling changes are managed by the job owners, scheduler and overhead line supervisors. National Grid does not officially track or record scheduling changes.

Request 4-21D

Request:

Verizon - Following up on Response to Staff 4-21, in your response, you noted that Verizon seeks assistance from municipalities working cooperatively with utilities to resolve issues such as "private property road blocks relating to the location of supporting structure, tree trimming and working with all utilities in resolving conflicts..." Would you define the terms in your statement in more detail so that we might understand how the municipalities might assist Verizon with regard to private property issues?

Response:

Prepared by or under the supervision of:

Request 4-22A

Request:

Verizon - Following up on Response to Staff 4-22, other than placing or replacing a pole in the same or approximately the same location, pursuant to RSA 231:171, does your company notify and/or seek permission from municipalities for access to the municipal right-of-way for emergency and routine maintenance of equipment in the right of way?

Response:

Prepared by or under the supervision of:



Request 4-23A

Request:

Verizon - Following up on Response to Staff 4-23 and 4-10, you responded that all communications with municipalities with equipment on the poles in the communication space are conducted pursuant to the information provided in the pole attachment agreement executed with Verizon. For those municipalities with equipment on the poles for which Verizon does not maintain any record, noted in your Response to Staff 4-10, please provide your procedures and actual practices for communicating with those municipalities that have equipment on the poles but no pole attachment agreement.

Response:

Prepared by or under the supervision of: